

ORIGINAL

NEW APPLICATION



0000111309

Bonita Creek Property and Preservation Association  
251 N. Big Als Run  
Payson, AZ 85541  
April, 15, 2010

Docket Control  
Arizona Corporation Commission  
1200 W Washington St  
Phoenix, Arizona 85007

W-02195B-10-0146

Ladies and Gentlemen,

Attached is an application by Bonita Creek Property and Preservation Association for the transfer of assets and certificate of convenience and necessity. The purpose of this application is to transfer assets and certificate of convenience and necessity from the Bonita Creek Land and Homeowners Association to Bonita Creek Property and Preservation Association, which is the new name of the same corporation. Please note that the transfer of County Franchise is to be late filed by May 21, 2010.

Sincerely,

William Glaunsinger, president BCPA

Arizona Corporation Commission

DOCKETED

APR 16 2010

DOCKETED BY

NR

RECEIVED

2010 APR 16 P 3:45

AZ CORP COM  
DOCKET CONTROL

**ARIZONA CORPORATION COMMISSION**  
**APPLICATION FOR APPROVAL OF THE SALE OF ASSETS AND/OR TRANSFER OF**  
**CERTIFICATE OF CONVENIENCE AND NECESSITY**  
**WATER AND/OR SEWER**

A. The name, address and telephone number of the Transferor (Company) is:

Bonita Creek Land and Homeowners Association  
251 N. Big Als Run  
Payson, AZ 85541    Tel: 928 472-7526

B. If doing business under a name other than the Transferor (Company) name, specify:

N/A

C. The Transferor is a:

☒ Corporation:

☒ "C", \_\_\_ "S", \_\_\_ Non-Profit

☒ Arizona, \_\_\_ Foreign

\_\_\_ Partnership

\_\_\_ Limited, \_\_\_ General

\_\_\_ Arizona, \_\_\_ Foreign

\_\_\_ Sole Proprietorship \_\_\_ Limited Liability Company

\_\_\_ Other (Specify)

D. List the name, address and telephone number of the attorney for the Transferor.

William Whittington  
125 North Granite St  
Prescott, AZ 86301    Tel: 928 445-0122

E. List the name, address and telephone number of management contact:

William Glaunsinger  
251 N. Big Als Run  
Payson, AZ 85541    Tel: 928 474 4067

F. The name, address and telephone number of the Transferee (Company) is:

Bonita Creek Property and Preservation Association  
251 N. Big Als Run  
Payson, Az 85541    Tel: 928 472 7526

G. If doing business under a name other than the Transferee (Company) name, specify:

N/A

H. List the name, address and telephone number of the attorney for the Transferee.

William Whittington  
125 North Granite St  
Prescott, AZ 86301    Tel: 928 445-0122

I. List the name, address and telephone number of management contact:

William Glaunsinger

251 N. Big Als Run

Payson, AZ 85541      Tel: 928 474 4067

J. (Transferee) List the name, address and telephone number of the on-site manager of the utility:

Doyle Warner

251 N. Big Als Run

Payson, AZ 85541      Tel: 928 978 -5620

K. (Transferee) List the name, address and telephone number of the certified operator as authorized by the Arizona Department of Environmental Quality:

Karl Kohlhoff

251 N. Big Als Run

Payson, AZ      Tel: 602 723 8303

L. The Transferee is a:

☒ Corporation:

☒ "C", ☐ "S", ☐ Non-Profit

☒ Arizona, ☐ Foreign

☐ Partnership

☐ Limited, ☐ General

☐ Arizona, ☐ Foreign

☐ Sole Proprietorship ☐ Limited Liability Company

☐ Other (Specify)

M. If Transferee is a corporation:

1. List names of Officers and Directors:

Officers Directors

William Glaunsinger, President

Karl Kohlhoff, Water

Harry Viezens, Vice President

Chris Pestka, Environmental

Charlotte Armbruster, Secretary

Mark Yarish, Roads

Lita Washburn, Treasurer

2. Indicate the number of shares of stock authorized to issue:

N/A

3. If stock has been issued, indicate the number of shares issued and the date of issue:

N/A

N. If Transferee is a partnership:

N/A

1. List the names of general partners:

N/A

2. List name, address and telephone number of managing partner:

N/A

\*If Applicant is a foreign limited partnership, provide a copy of the Partnership's "Certificate of Registration" with the Arizona Secretary of State

O. If Transferee is a sole proprietor, list name, address and telephone number of individual:

N/A

P. Have all customer security deposits been refunded? Yes No X If no, mark the block below which describes the proposed disposition of security deposits.

   All security deposits will be refunded at time of closing.

   All security deposits will be transferred to the Transferee.

X Other (explain).

No customer security deposits have been collected

Q. Are there any refunds due on Main Extension Agreements? Yes    No X If Yes, mark the block below which describes the proposed disposition of the refunds.

   Transferor will continue to refund after the transfer.

   Transferee will assume the refunding obligations.

   A full refund will be made at closing by Transferor.

   Other (explain).

R. (WATER ONLY) Are there any refunds due on meter and service line installations?

Yes X No    If Yes, mark the block below that describes the proposed disposition of refunds.

   Transferor will continue to refund after the transfer.

X Transferee will assume the refunding obligations.

   A full refund will be made at closing by Transferor.

   Other (explain).

S. (Transferee) Attach the following exhibit(s):

1. Copy of bill of sale, purchase contract or other instrument, which conveys the assets to the transferee.

2. Articles of Incorporation (if corporation)

3. By-Laws (if corporation)

4. Certificate of Good Standing (if corporation)

5. Articles of Partnership (if partnership)

6. Articles of Organization (if limited liability company)

7. Corporate Resolution if required by Articles of Incorporation

8. Attach a copy of the transfer of City or County Franchise from the Transferor to Transferee, To be late filed by May 21, 2010

T. List names and addresses of any other public utility interest Transferee has

N/A

Indicate the date that notice of the application was sent, or will be sent to the customers.

April 21, 2010

DATED the 15th day of April, 2010

William Glaunsinger

(Signature of Authorized Representative of Transferor)

William Glaunsinger

(Type Name Here)

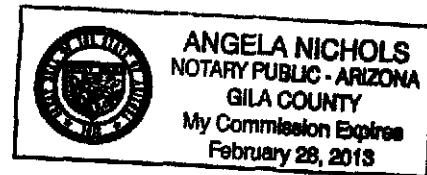
President and Chairman of the Board

SUBSCRIBED AND SWORN to before me on this 15 day of April 2010

Angela Nichols

NOTARY PUBLIC

My Commission Expires Feb 28 2013



William Glaunsinger

(Signature of Authorized Representative of Transferee)

William Glaunsinger

(Type Name Here)

President and Chairman of the Board

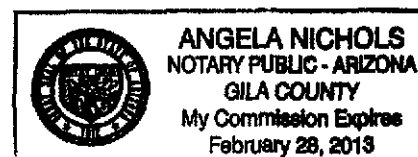
(Title)

SUBSCRIBED AND SWORN to before me on this 15 day of April 2010

Angela Nichols

NOTARY PUBLIC

My Commission Expires Feb. 28 2013



## AGREEMENT FOR TRANSFER OF ASSETS

Bonita Creek Land and Homeowner's Association (Transferor) hereby agrees to convey its assets to Bonita Creek Property and Preservation Association (Transferee), which is the new name of the same corporation, in consideration of zero Dollars (\$0.00).

In Witness of this Agreement, the authorized representative of the Transferor and Transferee has set his hand on the date indicated below.

William Glaunsinger Date: 04/15/2010  
signature of the authorized representative

William Glaunsinger.  
President and Chairman of the Board

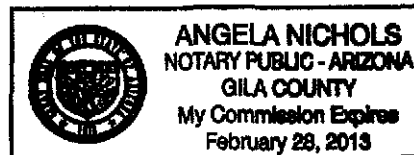
State of Arizona

County of Gila

This instrument was acknowledged  
before me this 15 day of April 2010

Angela Nichols  
Notary Public

My Commission expires: Feb 28 2013





FEB 09 2010

FILE NO.

02271665

**NON-PROFIT CORPORATION  
ARTICLES OF AMENDMENT**  
Pursuant to A.R.S. §10-11006

1. The name of the corporation is:

Bonita Creek Land and Homeowner's Association

2. Attached hereto as Exhibit A is the text of each amendment adopted.

3. The amendment was adopted the 3rd day of September, 2005.

4. The amendment was duly adopted by act of (choose one):

X the members

   the board of directors (without member action and either member action was not required or members are not entitled to vote).

5. X and with approval, in writing, by the person or persons so specified in the corporation's Articles of Incorporation or bylaws.

Dated as of this 8<sup>th</sup> day of February, 2010

Signature:

William S. Glaunsinger  
(Pursuant to ARS §10-3120 (F)(G)) the Articles of Amendment must be executed by an officer of the corporation or the Chairman of the Board of Directors).

Title: President and Chairman of the Board of Directors

**AZ CORPORATION COMMISSION  
FILED**

JAN 25 2010

Printed Name: William S. Glaunsinger

FILE NO.

02271665

**EXHIBIT A**

**ARTICLE I**

The name of the corporation shall be Bonita Creek Property and Preservation Association. ✓



RECEIVED

OCT 03 1990

ARTICLES OF INCORPORATION  
OF

BONITA CREEK LAND AND HOMEOWNER'S ASSOCIATION ARIZONA CORP. COMMISSION

KNOW ALL MEN BY THESE PRESENTS:

That we, the undersigned, have this day associated ourselves together for the purpose of forming a nonprofit corporation under and pursuant to the laws of the State of Arizona, and for that purpose do hereby adopt the following Articles of Incorporation:

ARTICLE I

The name of the corporation shall be Bonita Creek Land and Homeowner's Association.

ARTICLE II

The names and addresses of the incorporators are:

R. C. Meek  
13437 North 16th Place  
Phoenix, AZ 85022

Martha K. Brown  
2164 West Eugie  
Phoenix, AZ 85029

Sandra I. Rose  
1547 West Juanita Circle  
Mesa, AZ 85202

ARTICLE III

The purpose for which this corporation is organized is the transaction of any and all lawful business for which nonprofit corporations may be incorporated under the laws of the State of Arizona, as they may be amended from time to time.

ARTICLE IV

The character of affairs which the corporation initially intends to actually conduct in this state is the promotion of

community awareness and cooperation among the property owners within the Bonita Creek and Bonita Creek Ranch Subdivisions (as shown in Exhibit A) of Gila County, Arizona, who elect to become members of the Association, and to represent them in all matters affecting their common interests, including management, maintenance, repair, replacement, administration and operation of common facilities and areas, however such statement shall not limit the character of affairs which the corporation ultimately conducts.

#### ARTICLE V

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, directors, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purpose set forth in Article IV. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements,) any political campaign on behalf of any candidate for public office.

Notwithstanding any other provision of these Articles, the corporation shall not carry on any other activities not permitted to be carried on: (a) by a corporation exempt from Federal Income Tax under Section 501(c) of the Internal Revenue Code of 1986, or the corresponding provision of any future United States Internal Revenue Law.

## ARTICLE VI

Upon the dissolution of the corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all of its assets exclusively for the purposes of the corporation in such manner, or to such organizations organized and operated exclusively for the same or similar purposes and as shall at the time qualify as an exempt organization or organizations under Section 501(c) of the Internal Revenue Code of 1986, or the corresponding provision of any future United States Internal Revenue Laws, as the Board of Directors shall determine. Any such assets not disposed of shall be disposed of by the Superior Court of the county in which the principal office of the corporation is then located, exclusively for such purpose or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purpose.

## ARTICLE VII

The members, directors and officers of the corporation shall not be individually or personally liable for the debts or other liabilities of the corporation. The private property of the members, directors and officers of the corporation shall be forever exempt from corporate debts or liabilities of any kind whatsoever; provided, however, that the foregoing shall not limit or affect the personal liability owed by a member directly to the corporation; nor shall the foregoing limit or otherwise affect the corporation's recourse against a member's property for any indebtedness owed to the corporation. The officers and directors of the corporation shall be indemnified to the extent allowed by law.

### ARTICLE VIII

STATUTORY AGENT: The name and address of the initial statutory agent of the corporation is:

Martha K. Brown  
2164 West Eugie  
Phoenix, AZ 85029

### ARTICLE IX

The business and affairs of the corporation shall be conducted by a Board of Directors in accordance with these Articles and the Bylaws. These Articles and the Bylaws may be amended at any time by a vote of the majority of those members present in person or by proxy at a meeting duly called for such purpose. The corporation may have one or more than one class of members and the designation of such class or classes, the manner of election or appointment and the qualifications and rights of the members of each class shall be set forth in the Bylaws. The Board of Directors, who shall serve without compensation for their services to the corporation, shall initially consist of not less than three nor more than nine Directors. The names and addresses of the persons who are to serve as the Directors until until their successors are elected and qualified are:

R. C. Meek  
13437 North 16th Place  
Phoenix, AZ 85022

Don Aleckson  
7740 East Glenrosa  
Scottsdale, AZ 85251

Martha K. Brown  
2164 West Eugie  
Phoenix, AZ 85029

CONSENT TO ACT AS STATUTORY AGENT

I, Martha K. Brown, having been designated to act as Statutory Agent, hereby consent to act in that capacity until removed, or resignation is submitted in accordance with the Arizona Revised Statutes.

DATED this 13th day of September, 1990.

Martha K. Brown  
Statutory Agent's Signature

ARIZONA CORPORATION COMMISSION  
CORPORATIONS DIVISION

Phoenix Address: 1200 West Washington  
Phoenix, Arizona 85007

Tucson Address: 402 West Congress  
Tucson, Arizona 85701

CERTIFICATE OF DISCLOSURE

A.R.S. Sections 10-128 & 10-1084

PLEASE SEE REVERSE SIDE

Bonita Creek Land and Homeowner's Association

EXACT CORPORATE NAME

CHECK APPROPRIATE BOX(ES) A or B

ANSWER "C"

THE UNDERSIGNED CERTIFY THAT:

A. No persons serving either by elections or appointment as officers, directors, incorporators and persons controlling, or holding more than 10% of the issued and outstanding common shares or 10% of any other proprietary, beneficial or membership interest in the corporation:

- ☒ 1. Have been convicted of a felony involving a transaction in securities, consumer fraud or antitrust in any state or federal jurisdiction within the seven-year period immediately preceding the execution of this Certificate.
2. Have been convicted of a felony, the essential elements of which consisted of fraud, misrepresentation, theft by false pretenses, or restraining the trade or monopoly in any state or federal jurisdiction within the seven-year period immediately preceding the execution of this Certificate.
3. Have been or are subject to an injunction, judgment, decree or permanent order of any state or federal court entered within the seven-year period immediately preceding the execution of this Certificate where such injunction, judgment, decree or permanent order:
- (a) Involved the violation of fraud or registration provisions of the securities laws of that jurisdiction; or
  - (b) Involved the violation of the consumer fraud laws of that jurisdiction; or
  - (c) Involved the violation of the antitrust or restraint of trade laws of that jurisdiction.

B. For any person or persons who have been or are subject to one or more of the statements in Items A.1 through A.3 above, the following information MUST be attached:

- 1. Full name and prior name(s) used.
- 2. Full birth name.
- 3. Present home address.
- 4. Prior addresses (for immediate preceding 7-year period).
- 5. Date and location of birth.
- 6. Social Security number.
- 7. The nature and description of each conviction or judicial action, date and location, the court and public agency involved and file or cause number of case.

STATEMENT OF BANKRUPTCY, RECEIVERSHIP OR REVOCATION

A.R.S. Sections 10-128.01 and 10-1083

C. Has any person serving (a) either by election or appointment as an officer, director, trustee or incorporator of the corporation or, (b) major stockholder possessing or controlling any proprietary, beneficial or membership interest in the corporation, served in any such capacity or held such interest in any corporation which has been placed in bankruptcy or receivership or had its charter revoked? YES \_\_\_\_\_ NO X

IF YOUR ANSWER TO THE ABOVE QUESTION IS "YES", YOU MUST ATTACH THE FOLLOWING INFORMATION FOR EACH CORPORATION:

- 1. Name and address of the corporation.
- 2. Full name, including alias and address of each person involved.
- 3. State(s) in which the corporation:
  - (a) Was incorporated.
  - (b) Has transacted business.
- 4. Dates of corporate operation.
- 5. A description of the bankruptcy, receivership or charter revocation, including the date, court or agency involved and the file or cause number of the case.

Under penalties of law, the undersigned incorporators/Officers declare that we have examined this Certificate, including any attachments, and to the best of our knowledge and belief it is true, correct and complete.

BY [Signature] DATE 9/13/90  
TITLE Treasurer

BY Martha K. Brown DATE 9-13-90  
TITLE Secretary

BY Sandra I. Rose DATE 9-13-9  
TITLE Treasurer

BY \_\_\_\_\_ DATE \_\_\_\_\_  
TITLE \_\_\_\_\_

FISCAL DATE: August 31

# **CONSTITUTION AND BYLAWS OF BONITA CREEK PROPERTY AND PRESERVATION ASSOCIATION**

## **ARTICLE I-NAME**

The name of this Association shall be Bonita Creek Property and Preservation Association

## **ARTICLE II- PURPOSE**

The mission of the Association is to preserve the beauty and natural resources of the Bonita Creek area, protect the rights of everyone in the community, and to work cooperatively with all members of the community. Examples of this mission include:

- Organization of volunteer efforts to address conservation and other ecological issues that are important for the preservation and enjoyment of the natural environment at Bonita Creek
- Improvement of government and private services to the community, including fire protection and the grading of county roads.
- Development of a mutually beneficial working relationship with federal, state, municipal and other funding agencies.
- Accurate and timely reporting of information, meeting minutes, community actions, as well as county, state or federal agency communications.

## **ARTICLE III- ADMINISTRATION**

- The governance of this Association shall be vested in a Board of Directors consisting of not less than three or no more than seven members, all of whom must be property owners at Bonita Creek. Members of the Board are to be elected at the annual meeting and serve a two-year term. The preceding members of the Board will work to ensure a successful transition of the Board of Directors. Immediately following the annual meeting, the newly elected Board or Directors shall meet one or more times for the purpose of organization. Notice of Board of Directors' meetings shall be given by e-mail, mail, or by direct contact not less than ten days before the time of the meeting.
- The Board of Directors shall meet when deemed necessary. The majority of the Board shall constitute a quorum.
- The Board of Directors shall consist of not less than three members: the President (who will chair the Board), Secretary and Treasurer. Additionally, a Vice President and three Directors at Large may be elected to the Board. The Directors at Large shall have special responsibilities within the Association.
- The Board of Directors shall submit items not in conflict with this constitution and bylaws that are to be voted upon by the Association members.
- The Board of Directors shall elicit volunteers and make recommendations for appointment for absent or unexpired terms. The Board's appointment shall then be ratified by vote at the annual meeting or by ballot sent to the Association's members. In the event that a meeting of the Association is eminent, the Board may elect to use the nomination process available at the meeting to elect Board Members to fulfill

absent or unexpired terms. The majority of votes cast by the Association members shall constitute ratification or election to the Board.

- The Board of Directors may elect delegates to any organization or convention in which representation from the Association is desirable. Such delegates shall not commit the Association to any policy, action or expense without the written consent of the Board of Directors after a vote of approval by Association members at a Board of Directors meeting
- The Board of Directors has the authority to carry on routine matters within the general administration of the approved business of this Association. They do not have the power to execute any policy involving new or unapproved ventures, which may in any way involve any members financially or legally. The Board of Directors is vested with the authority to engage in beneficial ventures subject to approval at a Board of Directors meeting
- Committees shall be appointed by the Board of Directors. The President of the Association shall be an *ex-officio* member of all committees. The Chairperson of such committee may call meetings of committees at any time. A majority of a committee present shall constitute a quorum.

#### ARTICLE IV- MEMBERS AND DUES

All property owners whose names appear on the title of property in Bonita Creek Ranch, Bonita Creek Ranch 2, Bonita Creek and Bonita Creek Unit 2 Subdivisions of Bonita Creek Estates are qualified and eligible for membership in this Association, subject to the following

- All members are required to pay annual dues. Only members who have paid dues on or before the annual meeting will have voting privileges. The Board of Directors shall determine the amount of dues and send out invoices not later than one month before the annual meeting.
- The Association dues shall be the same amount for all lots
- Additional fees that may be necessary from time to time will be determined and justified by the Board of Directors.
- Although no property owner is obligated to join this Association, each owner's membership is important to the Association's effectiveness; therefore owners are strongly encouraged to join the Association.

#### ARTICLE V-FINANCE

- The Board of Directors shall select one or more institutions through which all financial matters are to be carried out in the name of the Association.
- Annual proposed budgets will be prepared by the Treasurer, with input from the board of Directors, Committees and Association members, and be presented to the membership at the annual meeting.
- All disbursements will be made by check or petty cash. The Board of Directors shall establish an account in the name of Bonita Creek Property and Preservation Association. Signatures of the President or the Treasurer are required on all disbursement checks. The President and the Treasurer are also required to sign and countersign on bank account signature cards.



- All disbursements of \$300.00 or more shall be brought to the Board's attention, consideration, and vote. The majority of votes of members present shall constitute a quorum for approval or non- approval. Upon approval, the Treasurer is authorized to make the disbursement.
- Disbursement for goods or services with an estimated value over \$500.00 must be put to bid. At least two bids should be obtained if possible. The Board's attention, consideration, and vote will be required once the bids have been presented and before disbursement by the Board is authorized and made by the Treasurer. In case of emergencies, the above process can be waived by Board approval.
- There may come a time when a Board member may find it easier to make expenditures from their personal funds rather than from an Association check. In the event that this becomes necessary, receipts must be presented to the Treasurer and filed for reimbursement. The Treasurer will make these reimbursements within two weeks of presentation.

#### ARTICLE VI- MEETINGS AND ELECTIONS

All members are required to pay annual dues. Only members who have paid dues on or before the annual meeting will have voting privileges. The Board of Directors shall determine the amount of dues and send out invoices not later than one month before the annual meeting.

- The annual meeting of the members shall be held the Saturday preceding Labor Day at such time and place as the Board of Directors may direct. Special meetings may be held at such time and place and in such manner as determined by the Board of Directors.
- Notices of the annual meeting shall be sent at least one month prior to such a meeting to the last known address of each member as the name appears on the records of the Association.
- The President or, in his/her absence, the Vice President, shall call meetings of the members to order and shall act as Chairperson. The Secretary of the Association shall act as Secretary at all meetings of the members. In his/her absence, the presiding officer may appoint any person to act as Secretary. All meetings shall be conducted in accordance with Roberts Rules of Order.
- A majority of all members of the Association present at any meeting shall constitute a quorum.
- Special meetings of the members of the Association may be called at any time by the Board of Directors and will be called by the Board of Directors upon petition of one third (33%) of the members entitled to vote.
- The order of business of all meetings of the members and the Board of Directors shall be as follows:
  - 1) Call to order
  - 2) Approval of minutes of the last meeting
  - 3) Reports of Committees
  - 4) Treasurer's Report
  - 5) Old Business
  - 6) New Business
  - 7) Election results
- There will be one vote per membership per lot. Where two or more members own a lot they shall determine among themselves who is to cast the vote represented by said membership.

- Except for Association work, solicitations for money, service or sales of tickets will not be allowed without prior approval of the Board of Directors.
- Elections to the Board shall occur every year at an annual meeting on a staggered basis so that each Board member is elected for a two-year period. The Board of Directors shall solicit volunteers and then appoint a Nominating Committee consisting entirely of non-Board members. The Nominating Committee shall formulate a slate of proposed Directors for consideration. The Committee will also be responsible for preparing and mailing ballots describing the candidates and their background information as well as a statement of goals for presidential candidates. This shall be completed not later than one month before the annual meeting. The Nominating Committee will record the results of the vote. Ballots will be accepted as late as the start of the annual meeting.

#### ARTICLE VI1-AMENDMENT

The Board of Directors may amend this constitution and bylaws at any annual or special meeting or by ballot sent to Association members' homes. Ratification by a majority of the respondents by ballot or a majority of the voting members of the Association present at any called meeting is needed for adoption. An absentee member may send a written vote to the Secretary prior to the regular or special meeting. Any amendment to this constitution and bylaws shall not in any way conflict with any property owner's specified or unspecified rights on property deed restrictions.

#### ARTICLE VI11- MISCELLANEOUS

- No list of member's names and addresses shall be disclosed to any agency, person or concern for commercial or real estate agency purposes by any officer or member entrusted with such a list. Any use of such a list shall constitute disbarment of the member from the Association.
- All members shall be responsible to notify the Secretary of the Association of any address change as soon as possible.
- Any member overdue in the payment of his/her dues shall lose his/her vote and shall not be counted until his/her dues are paid in full.
- No officer or member of this Association shall release any matter to the news media concerning this Association without written authorization from the Board of Directors. The Board of Directors shall approve a written copy of all news releases.
- No member of this Association will appear before any government body or other groups to speak or represent this Association without written permission from the Board of Directors.

Amended August 30<sup>th</sup>, 2008

# STATE OF ARIZONA



Office of the  
**CORPORATION COMMISSION**  
**CERTIFICATE OF GOOD STANDING**

*To all to whom these presents shall come, greeting:*

*I, Ernest G. Johnson, Executive Director of the Arizona Corporation Commission, do hereby certify that*

**\*\*\*BONITA CREEK PROPERTY AND PRESERVATION ASSOCIATION.\*\*\***

*a domestic nonprofit corporation organized under the laws of the State of Arizona, did incorporate on October 3, 1990.*

*I further certify that according to the records of the Arizona Corporation Commission, as of the date set forth hereunder, the said corporation is not administratively dissolved for failure to comply with the provisions of the Arizona Nonprofit Corporation Act; and that its most recent Annual Report, subject to the provisions of A.R.S. sections 10-3122, 10-3123, 10-3125, & 10-11622, has been delivered to the Arizona Corporation Commission for filing; and that the said corporation has not filed Articles of Dissolution as of the date of this certificate.*

*This certificate relates only to the legal existence of the above named entity as of the date issued. This certificate is not to be construed as an endorsement, recommendation, or notice of approval of the entity's condition or business activities and practices.*

**IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Arizona Corporation Commission. Done at Phoenix, the Capital, this 12th Day of April, 2010, A. D.**



  
Executive Director

By: \_\_\_\_\_ 456733